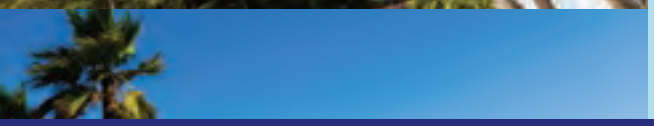

89th ANNUAL MEETING

PREVIEW

THE STATE BAR OF CALIFORNIA

SEPTEMBER 29 – OCTOBER 2, 2016

MARRIOTT MARQUIS SAN DIEGO MARINA

THE STATE BAR OF CALIFORNIA

89th ANNUAL MEETING

September 29 –October 2, 2016 | Marriott Marquis San Diego Marina

The State Bar of California returns to San Diego for the 2016 Annual Meeting.

The Annual Meeting is a multi-day showcase of continuing legal education courses, celebrity speakers, and noted legal scholars. Each day gives you several choices of courses and special events.

The Annual Meeting registration fee is structured to make it affordable to attend. You can select either a Full Meeting Pass or a 2-Day Pass. Special fees are available for Young Lawyers and New Admittees.

Register by August 30, 2016 to take advantage of preferred pricing.

Your registration includes:

- 111 MCLE courses
- Up to 19 Hours of MCLE and Legal Specialization credit
- Dynamic Opening Day and Closing Day General Sessions
- Free Networking Lunch, Morning Coffee Breaks and Evening Happy Hours in the Exhibit Hall
- Social events hosted by the State Bar and its various Sections, local bar associations and law school alumni groups

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General Sessions

Thursday, September 29 | 11:00 am – 12:30 pm | Limited Seating| Session # 1|1 Hour of Elimination of Bias

Opening Day Annual Meeting General Session and The Spirit of CEB Awards Presentation

Co-Sponsored by Continuing Education of the Bar (CEB)

"Fail Better: Continuing Efforts to Eliminate Bias in the Practice of Law"

Opening day General Session and presentation of the 2016 Spirit of the CEB Awards to recognize California attorneys who have given their time and expertise to the legal profession through teaching and writing for CEB.

After the awards presentation, enjoy the always entertaining attorney, Sean Carter, for his popular and thought provoking session. In his surprisingly funny seminar, Sean Carter, will illustrate how even hidden and seemingly benign biases prevent lawyers from effectively representing clients and creating diverse and inclusive workplaces. While these biases are somewhat unavoidable, it is possible for lawyers to "fail better" in a continuing effort to eliminate bias in the legal profession.

Sean Carter

Sunday, October 2| 10:15 am – 11:45 am | Limited Seating| Session # 111|1.5 Hours of Which 1 Hour Applies Competence Issues

Closing Day Annual Meeting General Session

Co-Sponsored by the State Bar Court & the Lawyer Assistance Program

"Substance Abuse and Behavioral Health Vulnerability in the Legal Profession: Facing the Facts"

A large and ambitious national study conducted by the Hazelden Betty Ford Foundation and the American Bar Association has revealed that as many as one in three lawyers is a problem drinker and one in four has some form of depression or anxiety. Four experts discuss a growing awareness of these issues and what we, as legal professionals, can and must do to address the impact of substance abuse and behavioral health issues on ourselves, our colleagues and our profession. Panelists will discuss the study and its implications, and explore the psychology of addiction, how the culture of the legal profession may contribute to these problems, and offer innovative solutions.

Presented by **Patrick Krill**, Director, Hazelden Betty Ford Foundation Legal Professions Program; **Hon. Catherine Purcell**, Presiding Judge, State Bar Court; **Dr. Robert A. Simon**; and **Richard Carlton**, Director, State Bar of California Lawyer Assistance Program.

Annual Meeting Luncheons and

SPECIAL EVENTS

Ticketed events may sell-out before the meeting, so sign up early. Events and speakers are subject to change.

Thursday, September 29 | 12:30 pm – 1:45 pm | Complimentary. RSVP Required. | Event # 112

Networking Luncheon in the Exhibit Hall

Gather with your colleagues and meet with vendors who will show you the latest and greatest equipment, products, and services. There are no classes scheduled during this time, so grab a quick bite to eat and then peruse the exhibit floor. *Pre-register for this activity to receive your ticket for the complimentary lunch (provided to registered attendees only).*

Thursday, September 29 | 5:30 pm – 6:30 pm and Friday, September 30 | 5:00 pm – 6:00 pm Complimentary

Exhibit Hall Happy Hours – Connections for the Future

Are you ready to create new connections for the future while reconnecting with old friends and colleagues? Stop by the Exhibit Hall on Thursday and Friday evening for these exhibit hall networking events. Light refreshments and a no-host cash bar offered.

Thursday, September 29 | 5:30 pm – 9:30 pm | $150 pp | Event # 113

The California Women Lawyers Association 42nd Annual Dinner and Silent Auction

Janet Napolitano

Join the California Women Lawyers (CWL) at its 42nd Annual Dinner and Silent Auction, with keynote speaker **Janet Napolitano**, 20th President of the University of California. A ticket is required to attend the dinner and silent auction. Tickets may also be purchased at www.cwl.org.

Friday, September 30 | 12:15 pm – 1:25 pm | Adults $49 pp | Event # 114

State Bar Luncheon

Co-Sponsored by the State Bar of California Criminal Law Section

Christopher A. Darden

Keynote remarks by **Christopher A. Darden**, Lawyer, Author, Educator and Legal Commentator. *Not for MCLE credit.*

Friday, September 30 | 6:45 pm – 9:00 pm | Adults $49 pp | Event # 115
Children 12 and under complimentary | Event # 116

President's Reception – Hawaiian Luau

Aloha! We're bringing the flavor of the islands to you, complete with Hawaiian music, island entertainment and other tropical surprises during the 2016 President's Reception. Light buffet, refreshments, and cash bar provided. Complimentary wine tasting co-sponsored by St. Francis Winery.

Saturday, October 1 | 7:30 am – 9:00 am | $35 pp | Event # 117

State Bar Breakfast

Co-Sponsored by the State Bar of California Business Law Section

Presentation of The Business Law Section Lifetime Achievement Award and keynote address by **Alan Nevin**, Director of Economic and Market Research at Xpera Group. *Not for MCLE credit.*

Saturday, October 1 | 10:45 am – 12:00 pm | Complimentary

Annual Swearing in Ceremony of the State Bar of California Board of Trustees and the California Judges Association Board of Directors

California Supreme Court Chief Justice Tani Cantil-Sakauye will administer the oath of office to the President and incoming members of the State Bar of California Board of Trustees and The California Judges Association Board of Directors. Featuring the annual remarks of the Chief Justice and organizations presidents.

Saturday, October 1 | 12:15 pm – 1:25 pm | $49 pp | Event # 118

State Bar Luncheon and Alexander F. Morrison Address

The Morrison address will be given by a prominent speaker. At press time, the speaker's name could not be released. Check the Annual Meeting website, or look for upcoming State Bar Annual Meeting email for updates. *Not for MCLE credit.*

Program

PARTNERS

Access to Justice Commission – AJC

10 Taking the Fear and Loathing out of Limited Scope Court Appearances
29 Introduction of Social Media into Evidence, including Overcoming Hearsay Objections

Antitrust UCL & Privacy Section – AN

52 Antitrust and Unfair Competition Law 101
62 Privacy and Cybersecurity Law 101
72 Privacy Law: Trends in Government Enforcement and Class Action Practice
92 Introduction to Data Protection Technology for Lawyers

Business Law Section – BLS

22 Ninth Circuit Bankruptcy Year in Review
42 10 Things Not to Do When Insolvent
43 The Effective and Ethical Use of Expert Witnesses
53 Managing Expectations: Understanding the Roles of the Main Actors in a Bankruptcy Case
73 Medical and Health Care Privacy and Data Breach Compliance for Non-Health Care Clients and Their Attorneys
82 Cyberspace Law 101: Representing Clients on the Internet
102 The Expectation of Privacy: The Roles and Responsibilities of Businesses

California Association of Black Lawyers – CABL

2 Kids Kaught Up in the Kourtroom: Trends in Juvenile Delinquency Practices
25 Kids Kaught Up in the Kourtroom: Trends in Juvenile Dependency Practices

California Certified Legal Secretaries Association – CCLS

7 Really Interesting Legal Ethics Stuff

California Supreme Court Historical Society – CSCHS

108 Thirty Years After a Hundred-Year Flood: Judicial Elections and the Administration of Justice

California Young Lawyers Association – CYLA

54 Privacy and Data Protection: A Year in Review
103 Small Business: The First 60 Days

Commission on Judicial Performance – CJP

110 You Be the Judge – 2015 Revisited

Committee on Alternative Dispute Resolution – CADR

32 Ethical Issues Surrounding Mediation Confidentiality
44 Seeing the Forest within the Trees: Uncovering Bias in Mediation
63 Ten Common Mistakes in Mediation and How to Avoid Them
74 Arbitration, Mediation, and Negotiation Clause Drafting for Technology Companies and Technology Issues

Committee on Appellate Courts – CAC

45 Effective Use of Amicus Curiae in Appellate Advocacy
64 13 Ways Family Law Appellate Practice is Different
75 Making a Murderer and Beyond: Post-Conviction Relief in Today's Judicial System
83 The Joys of Solo Appellate Practice
93 Last Acts Before Appeal: Post-Trial Motions and Statements of Decision

Committee on Federal Courts – CFC

84 Avoiding Landmines: Navigating Federal Court for State Court Practitioners

Committee on Group Insurance Program – COGIP

23 2016 Update on Healthcare Reform
33 Finding Coverage: Practical Tips on Locating Insurance for Your Practice
104 Cyber Principles for Attorneys

Committee on Mandatory Fee Arbitration – CMFA

34 Mandatory Fee Arbitration: The Good, the Bad, There is No Ugly
46 Updates on Enforceable and Ethical Fee Agreements, including Alternative Fee Agreements
55 Getting Paid: The Relationship Between Your Billing and Attorney Fee Agreements
76 Protecting and Collecting Legal Fees

Committee on Professional Liability Insurance – COPLI

12 The Formation, Scope and Termination of the Attorney-Client Relationship
65 The Digital Dilemma: The Ups and Downs of Electronics and Social Media in the Practice of Family Law
77 Interacting with Judges: Do's and Don'ts

Committee on Professional Responsibility and Conduct – COPRAC

24 My Lips are Sealed: Client Secrets, Confidences and the Attorney-Client Privilege
35 Ethics Update 2016: Significant Developments in the Law of Lawyering
47 Huffing, Puffing and Bluffing: The Bounds of Legal Ethics in Negotiations
94 Difficult Personalities Confronted by Lawyers

Continuing Education of the Bar – CEB

87 People v. Newton, The Real Trial of the 20th Century?

Council on Access & Fairness – COAF

36 22 Lewd Chinese Women: Immigration and the Inherent Underlying Issues of Discrimination
56 An "Intelligence Squared" Debate: Considering Race in Higher Education Admissions

Criminal Law Section – CRIM

2 Kids Kaught Up in the Kourtroom: Trends in Juvenile Delinquency Practices
25 Kids Kaught Up in the Kourtroom: Trends in Juvenile Dependency Practices
48 Introduction of Evidence in Court: Exhibits, Foundation and Other Evidentiary Issues
57 Introduction of Social Media Evidence in a Courtroom

Environmental Law Section – EL

66 Take a Look Around: Conducting Environmental Due Diligence—Why, How and When
78 Beneficial Reuse of Oil Field Produced Water: Boon or Bane
95 CEQA and the People's Voice: Developer Ballot Measures
105 Environmental and Economic Impacts of California's Bold New Cannabis Future

Family Law Section – FL

3 Trends and Developments in Grandparent Visitation and Custody Disputes
13 Recovering Children Brought to the USA: Hague Convention vs. the UCCJEA
37 A Family Lawyer's Guide to Assisted Reproduction Law
79 Recent Developments in Family Law Cases and Statutory Law
106 Cultural Competency in Family Law Practice: Beyond Basics

Intellectual Property Law Section – IP

14 Ethics: What Every IP Lawyer Must Know Before Playing in the Social Media Sandbox
26 Technology Licensing Boot Camp for Attorneys
67 Ethical Considerations in Handling Trade Secrets Matters
85 Copyright: Shattering Copyright Myths for the Non-IP Lawyer

International Law Section – IL

4 Recent Trends and Developments in Foreign Corrupt Practices Act (FCPA) Enforcement
15 Overview of Immigration Visa Options for Investors, Innovators & Entrepreneurs
19 Federal and State Regulation of Sex and Labor Trafficking
27 Recent Developments in Global Trade Compliance: What Every Lawyer in Today's Global Economy Should Know
96 Protecting Intellectual Property: Patents, Trademarks and Copyrights Outside the United States

Labor & Employment Law Section – LL

5 Getting to Yes: Advanced Tips on Effective Settling/ Mediating Your Labor & Employment Cases
16 Across the Divide: Building Cultural Competency and Combatting Bias
58 The Watch List: Pending U.S. and California Supreme Court Employment Law Cases
68 Representative Actions Under the California Labor Code Private Attorneys General Act

Law Practice Management & Technology Section – LPMT

6 Emotional Intelligence: A Critical Factor in Your Practice to Prevent Alcohol and Drug Abuse
38 Everything an Attorney Ever Wanted to Know About the Cloud
97 What Litigators Must Know about E-discovery
107 Laying Solid Foundation Stones Early for Career Success

Lawyer Assistance Program – LAP

49 Competency Issues: Coping with the Unique Challenges of Legal Practice
98 Competency Issues: Coping with the Unique Challenges of Legal Practice
111 Substance Abuse and Behavioral Health Vulnerability in the Legal Profession: Facing the Facts

Lawyering Skills Program – LSP

1 Fail Better: Continuing Efforts to Eliminate Bias in the Practice of Law
7 Really Interesting Legal Ethics Stuff
17 Navigating Maritime Personal Injury and Death Cases
86 Jury Selection: A Trial Lawyer's Version
87 People v. Newton, The Real Trial of the 20th Century?
108 Thirty Years After a Hundred-Year Flood: Judicial Elections and the Administration of Justice
109 The Rules of Evidence: A Trial Lawyer's Version
110 You Be the Judge – 2015 Revisited
111 Substance Abuse and Behavioral Health Vulnerability in the Legal Profession: Facing the Facts

Legal Services Trust Fund Program – LSTF

8 Understanding Attorney Client Trust Accounts

Litigation Section – LIT

69 Litigation Section Trial Lawyer Hall of Fame Series: Winning the Big Trial
80 Litigation Section Trial Lawyer Hall of Fame Series: Storytelling at Trial
88 Litigation Section Trial Lawyer Hall of Fame Series: Direct and Cross Examination
99 Summary Judgment: Recent Developments and the View from the Bench

Public Law Section – PL

9 Avoiding Costly Mistakes in Public Agency Hiring and Drug Testing
18 Effectively Navigating Adjudicative Hearings Under California's Administrative Procedure Act
19 Federal and State Regulation of Sex and Labor Trafficking
28 Kicked to the Curb: Tree Root and Sidewalk Liability Made Easy

Real Property Law Section – RP

20 New Markets Tax Credits: An Existing Viable Tool for Economic Development
39 Drafting and Challenging Eviction Notices
70 Insurance Coverage Issues in Real Property Cases
89 Cyber Security in Real Property Transactions

Solo & Small Firm Section – SOLO

59 Effectively Running Your New Law Practice
71 Litigating Disability Discrimination Cases from a Plaintiff and Defense Perspective
90 The Basics of Post-Judgment Modification in Permanent Spousal Support
100 What? Living Together in the Same Home is Not Living Separately and Apart?

Standing Committee on the Delivery of Legal Services – SCDLS

10 Taking the Fear and Loathing Out of Limited Scope Court Appearances
29 Introduction of Social Media into Evidence, including Overcoming Hearsay Objections

State Bar Court – SBC

81 Ethics Idol: Ethics Across Disciplines
111 Substance Abuse and Behavioral Health Vulnerability in the Legal Profession: Facing the Facts

Taxation Section – TAX

11 No Strings Attached: The Basics of Tax Gifting
21 Everything You NEVER Wanted to Know About Employee Benefit Plans
50 Advising Your Business Clients on Avoiding Personal Liability for Employment Taxes
60 Avoiding Red Flags that Could Trigger a Tax Audit

Trusts and Estates Section – TE

30 Should Your Client Sign That? Helping You Survive Your Clients' Changing Capacity
40 Trustees v. Remainder Beneficiaries, and the Struggle to Deal with an Aging Population
61 Assessing and Litigating Pre-Death Trust Contests: Perils, Pitfalls and Strategies
91 Recent Developments: Trust and Estates
101 California's New Revocable Transfer on Death Deed in Depth

Witkin Legal Institute – WLI

108 Thirty Years After a Hundred Year Flood: Judicial Elections and the Administration of Justice

Workers' Compensation Section – WCS

31 Substantial Medical Evidence in Workers' Compensation or How to Pass the Sniff Test
41 Workers' Compensation and Personal Injury: Liens, Credits, and Other Issues Explained
51 Mastering the Mandatory Settlement Conference (MSC)

Education

PROGRAMS

State Bar Annual Meeting education programs are subject to change. This list represents information available at press time. Programs are listed in numerical order. The abbreviation after the program number is the sponsor code.

Thursday, September 29 | 11:00 AM - 12:30 PM

Lawyering Skills Program

1 LSP General Session
Fail Better: Continuing Efforts to Eliminate Bias in the Practice of Law
Law humorist Sean Carter will illustrate how even hidden and seemingly benign biases prevent lawyers from effectively representing clients and creating diverse and inclusive workplaces. While these biases are somewhat unavoidable, it is possible for lawyers to "fail better" in a continuing effort to eliminate bias in the legal profession. **CLE: 1 Hour of Elimination of Bias**

Thursday, September 29 | 2:00 PM - 3:30 PM

Criminal Law Section with the California Association of Black Lawyers

2 CRIM/CABL Kids Kaught Up in the Kourtroom: Trends in Juvenile Delinquency Practices
All court-appointed attorneys who represent minors in juvenile delinquency court are subject to new training requirements under newly enacted AB 703 and Welfare & Institutions Code § 634.3. This program reviews the recent developments in juvenile law and procedures, including the new training requirements. **CLE: 1.5 Hours; Legal Specialization: Criminal Law**

Family Law Section

3 FL Trends and Developments in Grandparent Visitation and Custody Disputes
This program will focus on grandparent claims for custodial, visitation and guardianship rights related to minor children in existing domestic matters, and the method for bringing claims where no present suit exists. Panelists will provide an overview of past applicable statutory/case authority, recent legislation/case law developments, available avenues to grandparents with claims, and remedies/defenses available to parents. **CLE: 1.5 Hours; Legal Specialization: Family Law**

International Law Section

4 IL Recent Trends and Developments in Foreign Corrupt Practices Act (FCPA) Enforcement
This program will cover recent trends, developments, and challenges in FCPA enforcement from the perspective of civil and criminal prosecutors and the defense bar. Learn about cases brought by the SEC and the DOJ against U.S. issuers, the investigation and prosecution of individuals, penalties under the FCPA, multilateral cooperation, and FCPA business ethics requirements. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics**

Labor & Employment Law Section

5 LL Getting to Yes: Advanced Tips on Effective Settling/Mediating Your Labor & Employment Cases
This program will cover strategies for a successful mediation in labor and employment law matters. Learn about timing, choosing the right mediator and understanding the chosen mediator's negotiating style. Take away tips on how to prepare for a mediation and how to close the deal at mediation, and understand the importance of staying well-versed in the facts and law of the case. **CLE: 1.5 Hours**

Law Practice Management & Technology Section

6 LPMT Emotional Intelligence: A Critical Factor in Your Practice to Prevent Alcohol and Drug Abuse
Alcohol and drug abuse continues to be a problem among lawyers. This program will reveal the various indicators of substance abuse, what it is, and how it affects your law practice. Learn how emotional intelligence factors are closely linked to substance abuse and a lawyer's competency with clients, opposing counsel and the courts, and how increased emotional intelligence is scientifically proven to reduce risk factors. **CLE: 1.5 Hours of Competence Issues**

Lawyering Skills Program with the California Certified Legal Secretaries Association

7 LSP/CCLS Really Interesting Legal Ethics Stuff

This program will offer a fast-paced review of the most significant ethics, legal malpractice and breach of fiduciary duties cases in recent years. Speakers will identify recurring trends, and provide concrete solutions and practice tips on how to avoid ethical dilemmas and liability risks. **CLE: 1.5 Hours of Legal Ethics**

Legal Services Trust Fund Program

8 LSTF Understanding Attorney Client Trust Accounts

This program covers the Rules of Professional Conduct and authorities that govern attorney-client trust accounts with a focus on IOLTA. Learn the ethical obligations for handling client funds and the purpose of the IOLTA statute. **CLE: 1.5 Hours of Legal Ethics**

Public Law Section

9 PL Avoiding Costly Mistakes in Public Agency Hiring and Drug Testing

Public agency hiring is subject to particularized requirements to ensure fairness. This program will cover the best practices in hiring including "Ban the Box" and application related requirements, conducting background checks in compliance with state and federal law and drug testing of public employees. **CLE: 1.5 Hours**

Standing Committee on the Delivery of Legal Services with the Access to Justice Commission

10 SCDLS/AJC Taking the Fear and Loathing Out of Limited Scope Court Appearances

This program will cover the ethics and practicalities of making limited court appearances. Presenters Judge Mark A. Juhas and M. Sue Talia will cover how to set and protect the scope of representation, manage client expectations, make the appearance, and get out safely and cleanly. **CLE: 1.5 Hours of Which 1 Hour Applies to Legal Ethics**

Taxation Section

11 TAX No Strings Attached: The Basics of Tax Gifting

This program will cover various techniques to make direct and indirect gifts and which to use to maximize the income, gift and estate tax benefits of the gift as well as address the use of life insurance as part of a gifting strategy. **CLE: 1.5 Hours; Legal Specialization: Taxation Law**

Thursday, September 29 | 4:00 PM - 5:30 PM

Committee on Professional Liability Insurance

12 COPLI The Formation, Scope and Termination of the Attorney-Client Relationship

This program will address how the attorney client relationship is formed under California law, the implications of that relationship for the responsible lawyer, the respective obligations of attorney and client and best practices for terminating the attorney-client relationship after the completion of legal services. **CLE: 1.5 Hours of Legal Ethics**

Family Law Section

13 FL Recovering Children Brought to the USA: Hague Convention vs. the UCCJEA

This program will cover the use of the Hague Convention or the UCCJEA. Speakers will also cover Article 13B exception cases and the push in Congress to legislate the Convention out of existence by a federal law providing that domestic violence equals an automatic 13B defense for the supposed victim. **CLE: 1.5 Hours; Legal Specialization: Family Law**

Intellectual Property Law Section

14 IP Ethics: What Every IP Lawyer Must Know Before Playing in the Social Media Sandbox

Twitter, Facebook, LinkedIn, and Google+. These platforms are the hottest thing and create an opportunity to level the marketing playing field. The idea of socializing and advertising online is here to stay. More and more lawyers are participating in the process. Learn about ethics rules and what you can and cannot do or say online. **CLE: 1.5 Hours of Legal Ethics**

International Law Section

15 IL Overview of Immigration Visa Options for Investors, Innovators & Entrepreneurs

In the United States Foreign Direct Investment (FDI) was more than $3.21 trillion in the first three quarters of 2015. This program is designed for corporate, tax and business attorneys who advise individuals and corporations seeking to invest or open branch offices in the U.S. Learn about the visa options for those seeking to enter or reside in the U.S. **CLE: 1.5 Hours; Legal Specialization: Immigration and Nationality Law**

Labor & Employment Law Section

16 LL Across the Divide: Building Cultural Competency and Combatting Bias

Cultural competency is an emerging field which promotes behaviors, attitudes and practices that enable professionals to work effectively in cross-cultural situations. This program will provide insight and guidance into enhancing cultural competency and eliminating bias in our profession, in employment law, investigations and society. **CLE: 1.5 Hours of Elimination of Bias**

Lawyering Skills Program with Admiralty and Maritime Lawyers

17 LSP Navigating Maritime Personal Injury and Death Cases

Which law applies when someone is injured or killed on or near a ship? For employees, is it the Jones Act, the Longshore and Harborworkers Compensation Act, or state workers compensation statutes? This program will broadly cover how to handle and differentiate between maritime personal injury and death claims. **CLE: 1.5 Hours**

Public Law Section

18 PL Effectively Navigating Adjudicative Hearings Under California's Administrative Procedure Act

Understanding procedural nuances and providing effective administrative advocacy can mean the difference in prevailing in administrative law cases. This program will provide insight on critical procedural and practice tips to avoid common and costly mistakes during the adjudicative hearing process. **CLE: 1.5 Hours**

Public Law Section with the International Law Section

19 PL/IL Federal and State Regulation of Sex and Labor Trafficking

The program will cover the federal and state laws affecting sex and labor trafficking, as well as their enforcement. Learn about the magnitude of sex and labor trafficking from renowned University of California Professor Michele Goodwin. The speaker also will discuss proposed reforms which could reduce its occurrence. **CLE: 1.5 Hours**

Real Property Law Section

20 RP New Markets Tax Credits: An Existing Viable Tool for Economic Development

The New Markets Tax Credit (NMTC) Program is a federal program that has successfully helped to finance commercial projects, community facilities and infrastructure projects in low income areas. Real estate attorneys play a crucial role in structuring NMTC transactions. This program will discuss the legal issues involved, and how to avoid pitfalls that could arise during the closing process. **CLE: 1.5 Hours**

Taxation Section

21 TAX Everything You NEVER Wanted to Know About Employee Benefit Plans

This program is designed for tax, corporate, labor, and other attorneys who have no desire to "get down in the weeds" in employee benefits, but who do need to be able to issue spot at a high level. Panelists will offer a fun & entertaining review of the most commonly governing employee benefit plans, including ethical traps for the unwary in this arena. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics; Legal Specialization: Taxation Law**

Friday, September 30 | 8:30 AM - 10:00 AM

Business Law Section with the Insolvency Law Committee

22 BLS Ninth Circuit Bankruptcy Year in Review

This program will cover recent bankruptcy decisions issued by the Ninth Circuit Court of Appeal, the Bankruptcy Appellate Panel for the Ninth Circuit, and the U.S. Supreme Court. **CLE: 1.5 Hours; Legal Specialization: Bankruptcy Law**

Committee on Group Insurance Program

23 COGIP 2016 Update on Healthcare Reform

This program will cover the recent developments in Federal Healthcare Reform, including discussion of Supreme Court opinions impacting premium subsidies. **CLE: 1.5 Hours**

Committee on Professional Responsibility and Conduct

24 COPRAC My Lips are Sealed: Client Secrets, Confidences and the Attorney-Client Privilege

This program will explore and explain the sometimes subtle—but crucial—differences between client secrets, client confidences, and privileged client information. Learn about the attorney's duty with respect to each. **CLE: 1.5 Hours of Legal Ethics**

Criminal Law Section with the California Association of Black Lawyers

25 CRIM/CABL Kids Kaught Up in the Kourtroom: Trends in Juvenile Dependency Practices

This program will offer an overview of the laws for juveniles when their legal guardians are unable or unwilling to support the minor, or when the court deems that the parent/guardian does not have the juvenile's best interest at the forefront. **CLE: 1.5 Hours; Legal Specialization: Criminal Law**

Intellectual Property Law Section

26 IP Technology Licensing Boot Camp for Attorneys

If you are new to technology licensing, or experienced, but looking for a refresher, this program will provide a practical overview of technology licensing practices, including the own vs. license decision, key terms, elements in a license grant, licensing considerations, and specialty licenses. Take away a solid base on which to build your licensing skills. **CLE: 1.5 Hours**

International Law Section

27 IL Recent Developments in Global Trade Compliance: What Every Lawyer in Today's Global Economy Should Know

This program will cover recent developments in export control regulations. Speakers will also address regulatory and compliance requirements under U.S. free trade agreements. **CLE: 1.5 Hours**

Public Law Section

28 PL Kicked to the Curb: Tree Root and Sidewalk Liability Made Easy

Property owners and public agencies face liability for maintaining sidewalks which can become hazardous when tree roots and debris impede access. Learn about the scope of this liability and the division between public and private liability for these conditions. **CLE: 1.5 Hours**

Standing Committee on the Delivery of Legal Services with the Access to Justice Commission

29 SCDLS/AJC Introduction of Social Media into Evidence, including Overcoming Hearsay Objections

This program will demonstrate the proper way to lay a foundation, and how to authenticate and introduce into evidence documents from social media, including Twitter, Facebook, Instagram, LinkedIn, and Yelp. Learn about hearsay objections and the techniques to overcome them. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics**

Trusts and Estates Section

30 TE Should Your Client Sign That? Helping You Survive Your Clients' Changing Capacity

Attorneys are routinely faced with the issue of representing clients with diminished capacity. This program will examine the legal standards of capacity, ethical issues of representing clients with diminished capacity, evaluation of clients with impairment, and ways to protect a client's valid decisions from competency challenges. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics; Legal Specialization: Estate Planning, Trust and Probate Law**

Workers' Compensation Law Section

31 WCS Substantial Medical Evidence in Workers' Compensation or How to Pass the Sniff Test

All too often a workers' compensation litigator's position is either rejected outright or the parties are ordered to develop the record due to a lack of viable medical evidence supporting a conclusion. This program will address new ways to attack and defend medical reports in workers' compensation cases. Topics will include a proposed step-by-step discovery plan for an Almaraz-Guzman disability rating case, how to adequately support a pain add-on, and more. **CLE: 1.5 Hours; Legal Specialization: Workers' Compensation Law**

Friday, September 30 | 10:30 AM - 12:00 PM

Committee on Alternative Dispute Resolution

32 CADR Ethical Issues Surrounding Mediation Confidentiality

This program will address ethical issues relating to mediation confidentiality, including disclosures to the client concerning potential participation in mediation; questions regarding client consent; admissibility of mediation-related evidence and the enforceability of side deals; advising the client about independent counsel; and the implications of mediation confidentiality on subsequent client communications. **CLE: 1.5 Hours of Legal Ethics**

Committee on Group Insurance Program

33 COGIP Finding Coverage: Practical Tips on Locating Insurance for Your Practice

Insurance either funds or is involved in two-thirds of all civil litigation. This program will review strategies and methods of uncovering insurance policies which can be applied in every litigators practice. **CLE: 1.5 Hours**

Committee on Mandatory Fee Arbitration

34 CMFA Mandatory Fee Arbitration: The Good, the Bad, There is No Ugly

Client not paying their bill? Did you know there's a State Bar program that offers attorneys and clients the opportunity to expeditiously resolve their fee disputes outside of the court system? This program will offer preventative tips to help avoid fee disputes. **CLE: 1.5 Hours of Legal Ethics; Legal Specialization: Legal Malpractice Law**

Committee on Professional Responsibility and Conduct

35 COPRAC Ethics Update 2016: Significant Developments in the Law of Lawyering

Panelists will review and analyze cases and ethics opinions published during the last 12 months which affect the law of lawyering. **CLE: 1.5 Hours of Legal Ethics**

Council on Access & Fairness

36 COAF 22 Lewd Chinese Women: Immigration and the Inherent Underlying Issues of Discrimination

This program provides a reenactment and discussion of *Chy Lung v. Freeman*, a case about Chinese women being detained at the Port of San Francisco as "lewd women" because they were traveling without their husbands. Through this U.S. Supreme Court case, panelists will examine the issues of immigration and federalism, as well as the polarizing issues of sexism, racial profiling and human trafficking. Take away strategies to address bias within and outside of the legal system. **CLE: 1.5 Hours of Elimination of Bias**

Family Law Section

37 FL A Family Lawyer's Guide to Assisted Reproduction Law

Can a woman get pregnant through IVF before her dissolution is final without her husband being the legal father? When is a man a sperm donor and not a father? Is "traditional surrogacy" legal in California? Family law attorneys increasingly are confronting assisted reproduction issues in our practices. This program will provide an overview of California assisted reproduction law. **CLE: 1.5 Hours; Legal Specialization: Family Law**

Law Practice Management & Technology Section

38 LPMT Everything an Attorney Ever Wanted to Know About the Cloud

This advanced program covers all aspects of what attorneys need to know before they place their trust and information—and that of their clients—on the cloud. Learn about the perks and pitfalls of making use of this now-ubiquitous tool, including what State Bar ethics rules have to say. **CLE: 1.5 Hours of Which 1 Hour Applies to Legal Ethics**

Real Property Law Section

39 RP Drafting and Challenging Eviction Notices

This program will cover the strict notice requirements for terminating residential and commercial tenancies, and how a faulty notice can result in victory for tenants in an unlawful detainer. **CLE: 1.5 Hours**

Trusts and Estates Section

40 TE Trustees v. Remainder Beneficiaries, and the Struggle to Deal with an Aging Population

California law and our judicial system continue to change to adapt to an aging population. Brightline rules are changing. Some may refer to this as a "bending" of the law. This program will cover the most relevant recent cases which follow this theme, including Estate of Giraldin, *Drake v. Pinkham*, and how these cases are affecting both our administrative practices and trust and estates litigation. **CLE: 1.5 Hours; Legal Specialization: Trust Planning, Trust and Probate Law**

Workers' Compensation Law Section

41 WCS Workers' Compensation and Personal Injury: Liens, Credits, and Other Issues Explained

This intermediate to advanced program will solidify your understanding of lien and credit rights between workers' compensation and personal injury cases as well as other crossover issues including discovery, the use of experts and whether such reports are admissible. Experienced litigators will provide tips and tricks on how to keep each case on track. **CLE: 1.5 Hours; Legal Specialization: Workers' Compensation Law**

Friday, September 30 | 1:30 PM - 3:00 PM

Business Law Section with the Insolvency Law Committee

42 BLS 10 Things Not to Do When Insolvent

The program is geared to non-bankruptcy practitioners. Learn about pre-bankruptcy planning-which actions should/should not be taken when planning a restructuring or future bankruptcy filing, and which actions can actually harm your case. **CLE: 1.5 Hours; Legal Specialization: Bankruptcy Law**

Business Law Section with the Business Litigation Committee

43 BLS The Effective and Ethical Use of Expert Witnesses

This program will explore the use of expert witnesses in litigation. Learn how to maximize the value of experts through insights into how experts often view their own role and how early interactions can help, or hurt, your case. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics**

Committee on Alternative Dispute Resolution

44 CADR Seeing the Forest within the Trees: Uncovering Bias in Mediation

This program will deal with the psychology of uncovering cognitive bias – conscious and unconscious, explicit and implicit – and dealing with it in a real-time interactive stop-action mock mediation. The heuristic bias issues will be presented through lecture and live action demonstration. The issues raised will include recognizing cognitive bias in ADR providers, clients, and participants, and neutralizing its effect. **CLE: 1.5 Hours of Elimination of Bias**

Committee on Appellate Courts

45 CAC Effective Use of Amicus Curiae in Appellate Advocacy

This program will address the effective use of amicus curiae, including what is the role and impact of amicus; when and why amicus should get involved; who should be amicus; soliciting and coordinating amicus support; brief and letter writing strategies; discretionary review versus merit stage amicus; and oral argument strategies. **CLE: 1.5 Hours; Legal Specialization: Appellate Law**

Committee on Mandatory Fee Arbitration

46 CMFA Updates on Enforceable and Ethical Fee Agreements, including Alternative Fee Agreements

Experts will discuss fee agreements, risk management and ethical issues. Discussion will include survey of current law on fee agreements, examination of sophisticated and flat fee alternative agreements under current law, and provide practical advice on how to write agreements that result in getting paid. **CLE: 1.5 Hours Legal Ethics; Legal Specialization: Legal Malpractice Law**

Committee on Professional Responsibility and Conduct

47 COPRAC Huffing, Puffing and Bluffing: The Bounds of Legal Ethics in Negotiations

Negotiating deals, settlements and other agreements is at the heart of what lawyers do for clients, and yet this every day activity is fraught with ethical dilemmas. This program will address the ethical limits on demand letters, what information must you disclose to the other side, is there a difference between ethical "puffing" versus impermissible misrepresentation. **CLE: 1.5 Hours Legal Ethics**

Criminal Law Section

48 CRIM Introduction of Evidence in Court: Exhibits, Foundation and Other Evidentiary Issues

This basic program will cover how to introduce evidence in court, how to make objections to evidence which is improper and other issues that may take place during court proceedings in your case. **CLE: 1.5 Hours; Legal Specialization: Criminal Law**

Lawyer Assistance Program

49 LAP Competency Issues: Coping with the Unique Challenges of Legal Practice

This program will examine how stress, anxiety, depression and substance abuse can often negatively impact a legal professionals ability to deliver competent legal services and will suggest effective coping strategies. **CLE: 1.5 Hours of Competence Issues**

Taxation Section

50 TAX Advising Your Business Clients on Avoiding Personal Liability for Employment Taxes

This program will cover the basics of employment taxes and how the IRS and FTB can hold the so-called "responsible party" personally liable. Panelists will discuss ways to protect your clients from such exposure. **CLE: 1.5 Hours; Legal Specialization: Taxation Law**

Workers' Compensation Law Section

51 WCS Mastering the Mandatory Settlement Conference (MSC)

Workers' compensation litigators often treat the mandatory settlement conference as an informal formality. However, successfully settling a workers' compensation case takes a significant amount of planning and preparation. Learn how to master the mandatory settlement conference and understand the ongoing conflict between the mandatory closure of discovery at the MSC with the judge's duty to develop the record. **CLE: 1.5 Hours; Legal Specialization: Workers' Compensation Law**

Friday, September 30 | 3:30 PM - 5:00 PM

Antitrust UCL & Privacy Section

52 AN Antitrust and Unfair Competition Law 101

This primer on federal and state antitrust laws and California's UCL provisions will provide practitioners with an understanding of what constitutes unlawful conduct and how to effectively plead and defend against antitrust and UCL claims. **CLE: 1.5 Hours**

Business Law Section with the Insolvency Law Committee

53 BLS Managing Expectations: Understanding the Roles of the Main Actors in a Bankruptcy Case

The program will explore the roles of each of the important players in a bankruptcy case, including the judge, the official unsecured creditor's committee, the Chapter 7, 11 and 13 trustees, the U.S. Trustee's Office and the U.S. Attorney. Learn about their responsibilities, what motivates them to take action, and who pays for what services. **CLE: 1.5 Hours; Legal Specialization: Bankruptcy Law**

California Young Lawyers Association

54 CYLA Privacy and Data Protection: A Year in Review

It has been a big year for privacy and data protection law. This program will review recent changes, developments and trends in this quickly evolving area, including changes to data breach laws, privacy laws affecting the IoTs, the GDPR and EU-US privacy shield, recent cases and other current topics. **CLE: 1.5 Hours**

Committee on Mandatory Fee Arbitration

55 CMFA Getting Paid: The Relationship Between Your Billing and Attorney Fee Agreements

Did you know that if your bills do not comply with Business and Professions Code § 6148(b), your entire fee agreement is voidable? This program will cover the requirements for an enforceable engagement agreement, as well as proper billing practices and ways to avoid getting into trouble with clients and the State Bar. **CLE: 1.5 Hours of Legal Ethics; Legal Specialization: Legal Malpractice Law**

Council on Access & Fairness

56 COAF An "Intelligence Squared" Debate: Considering Race in Higher Education Admissions

This program will feature a moderated two-person debate on the use of race as a factor in higher education admissions post Fisher v. University of Texas. **CLE: 1.5 Hours of Elimination of Bias**

Criminal Law Section

57 CRIM Introduction of Social Media Evidence in a Courtroom

It is important to understand the potential value of the virtual treasure trove of "social media evidence". Learn about the various types of "social media evidence" and the required evidentiary foundations in order to properly authenticate and admit it into a courtroom. Live demonstrations will be included. **CLE: 1.5 Hours; Legal Specialization: Criminal Law**

Labor & Employment Law Section

58 LL The Watch List: Pending U.S. and California Supreme Court Employment Law Cases

This program will offer a discussion and analysis of the most important employment law cases on the current dockets of the US and California Supreme Courts, from the perspectives of an experienced employment law mediator, plaintiff counsel and defense counsel. **CLE: 1.5 Hours**

Solo & Small Firm Section

59 SOLO Effectively Running Your New Law Practice

Just starting out in the law? Hanging out your own shingle? Don't know how to get started? This program is designed to help new lawyers set up the systems and procedures necessary to run an effective -and compliant- law practice, maximizing the time you have to focus on clients. **CLE: 1.5 Hours**

Taxation Section

60 TAX Avoiding Red Flags that Could Trigger a Tax Audit

This program will discuss how to avoid common mistakes that could trigger an IRS tax audit. **CLE: 1.5 Hours; Legal Specialization: Taxation Law**

Trusts and Estates Section

61 TE Assessing and Litigating Pre-Death Trust Contests: Perils, Pitfalls and Strategies

The program will provide practical tips to handle the unique issues presented in assessing when to bring, and how to pursue, pre-death trust contests. Learn about the circumstances requiring consideration of a pre-death contest, hurdles presented and strategies to effectively litigate the contest. **CLE: 1.5 Hours; Legal Specialization: Estate Planning, Trust and Probate Law**

Saturday, October 1 | 8:30 AM - 10:00 AM

Antitrust UCL & Privacy Section

62 AN Privacy and Cybersecurity Law 101

This program will provide an overview of the current state of privacy law and litigation in the age of cybersecurity. **CLE: 1.5 Hours**

Committee on Alternative Dispute Resolution

63 CADR Ten Common Mistakes in Mediation and How to Avoid Them

Each mediation is unique and yet common mistakes prevent successful outcomes This program will review 10 common mistakes including some biases which create traps to successful settlement. Learn steps to follow to avoid these traps. **CLE: 1.5 Hours of Which .5 Hour Applies to Elimination of Bias**

Committee on Appellate Courts

64 CAC 13 Ways Family Law Appellate Practice is Different

Learn about the differences in a family law appellate matter. This program will cover key areas including appealability, Family Code § 2025 bifurcated issues, severable issues for immediate appeal, writ review of temporary custody orders, self-represented litigants, expedited appeals for children's issues, the role of the Attorney General's Office in child support appeals, and the disentitlement doctrine. **CLE: 1.5 Hours; Legal Specialization: Appellate Law, Family Law**

Committee on Professional Liability Insurance

65 COPLI The Digital Dilemma: The Ups and Downs of Electronics and Social Media in the Practice of Family Law

This program will address the impact of State Bar Ethics Opinion 2015-193 on the family law practitioner. Learn about the prevalence of various ESI as evidence in family law matters including email, text, software, social media and internet search data. Panelist also will cover the effects on your law firm's risk management system and malpractice coverage. **CLE: 1.5 Hours of Legal Ethics**

Environmental Law Section

66 EL Take a Look Around: Conducting Environmental Due Diligence – Why, How and When

Several cases over the past few years have determined that improperly prepared environmental due diligence will not serve as a shield to Superfund liability. This program will review the environmental laws' liability scheme, the components of a properly prepared Phase I, timing for preparation, and what to do with the Phase I after purchasing the property. **CLE: 1.5 Hours**

Intellectual Property Law Section

67 IP Ethical Considerations in Handling Trade Secrets Matters

Whether you're new to handling trade secrets matters, or a seasoned practitioner, this program will offer important considerations to assess when managing trade secrets in both the litigation and corporate contexts. **CLE: 1.5 Hours of Legal Ethics**

Labor & Employment Law Section

68 LL Representative Actions Under the California Labor Code Private Attorneys General Act

This program will introduce new attorneys to the complex PAGA statute, and cover recent developments for experienced practitioners in this rapidly growing area of law. Speakers will give an overview of PAGA, and address various specific topics including PAGA rights, mechanisms, penalties; who has standing; arbitration agreement waivers, and distinctions between state and federal treatment of PAGA. **CLE: 1.5 Hours**

Litigation Section

69 LIT Litigation Section Trial Lawyer Hall of Fame Series: Winning the Big Trial

Top trial attorneys will share strategies, tactics and insights from their high-profile wins in 2015. **CLE: 1.5 Hours**

Real Property Law Section

70 RP Insurance Coverage Issues in Real Property Cases

At the beginning of any real property case, whether prosecuting or defending, attorneys should evaluate whether any insurance coverage exists. This program will review the timing of tender, the effect of reservation of rights and the option of Cumis counsel and how coverage and policy limits affect settlements. **CLE: 1.5 Hours**

Solo & Small Firm Section

71 SOLO Litigating Disability Discrimination Cases from a Plaintiff and Defense Perspective

Disability discrimination cases are one of the most prevalent claims being asserted. This program will address litigating disability discrimination claims from the plaintiff and defense perspective. Learn about an employer's best practices pre-litigation, and the importance of a thorough intake by Plaintiff's counsel, through discovery and summary judgment. **CLE: 1.5 Hours**

Saturday, October 1 | 10:30 AM - 12:00 PM

Antitrust UCL & Privacy Section

72 AN Privacy Law: Trends in Government Enforcement and Class Action Practice

The rise of the information age, the proliferation of federal privacy statutes, and the provision under certain of those statutes for private causes of action all ensure that government enforcement and privacy class actions are here to stay. This program will offer insight and guidance on best practices in investigations and class action practice. **CLE: 1.5 Hours**

Business Law Section with the Health Law Committee

73 BLS Medical and Health Care Privacy and Data Breach Compliance for Non-Health Care Clients and Their Attorneys

This program is for attorneys who are not health lawyers but who must recognize when they are being confronted with protected health information ("PHI"), or need to advise clients on such issues. Learn key privacy-related terms and penalties that can be assessed for non-compliance with applicable laws. **CLE: 1.5 Hours**

Committee on Alternative Dispute Resolution

74 CADR Arbitration, Mediation, and Negotiation Clause Drafting for Technology Companies and Technology Issues

In today's world many disputes involve technology, where there is more than just law, but complicated legal issues and technical facts. Dealing with these, and technology company executives and inventors in their dispute resolution and agreements, requires education and guidance. This program will help you be prepared for arbitration, mediation, and drafting agreements to prepare for settling technology cases. **CLE: 1.5 Hours**

Committee on Appellate Courts

75 CAC Making a Murderer and Beyond: Post-Conviction Relief in Today's Judicial System

A panel of experts will discuss recent efforts of innocence and post-conviction clinics, and provide insight into the practical and legal aspects of post-conviction relief. Issues addressed will include motions for new trial and other post-conviction motions, direct appeals, DNA testing, ineffective assistance of counsel, state and federal habeas corpus proceedings, and the standards of review applicable at each stage of the process. **CLE: 1.5 Hours; Legal Specialization: Appellate Law, Criminal Law**

Committee on Mandatory Fee Arbitration

76 CMFA Protecting and Collecting Legal Fees

Are you tired of worrying about receivables? Are non-paying clients wreaking havoc on your cash flow? Two experts discuss ethical methods for increasing the likelihood that clients pay what they owe you for your legal services. **CLE: 1.5 Hours of Legal Ethics; Legal Specialization: Legal Malpractice Law**

Committee on Professional Liability Insurance

77 COPLI Interacting with Judges: Do's and Don'ts

Building credibility with judges is critical, whether in motion, practice or in trial. This program will address what strategies judges find effective in presenting your client's case, and cover common mistakes lawyers make when interacting with the court. **CLE: 1.5 Hours**

Environmental Law Section

78 EL Beneficial Reuse of Oil Field Produced Water: Boon or Bane

Oil production in California includes the extraction of salty water or "produced water." Proponents contend that in certain settings produced water can be beneficially reused for agriculture and other purposes. Opponents contend that food and recreational waters may be negatively impacted by produced water. This program will cover the current state of the law and the environmental implications of this practice. **CLE: 1.5 Hours**

Family Law Section

79 FL Recent Developments in Family Law Cases and Statutory Law

This program will cover the most recent cases and statutes that impact the family law practitioner. **CLE: 1.5 Hours; Legal Specialization: Family Law**

Litigation Section

80 LIT Litigation Section Trial Lawyer Hall of Fame Series: Storytelling at Trial

The Litigation Section's Trial Lawyer Hall of Fame honoree Morgan Chu will explain how to win at trial by telling a compelling story so the jury will understand your case and return a verdict for your client. **CLE: 1.5 Hours**

State Bar Court

81 SBC Ethics Idol: Ethics Across Disciplines

This program will provide an opportunity to weigh in on and adjudicate real cases involving California attorneys charged with misconduct and ethical violations that span disciplines, firm size and culture. Following adjudication of each case, the speakers will debrief the charged violations and discipline. **CLE: 1.5 Hours of Legal Ethics**

Saturday, October 1 | 1:30 PM - 3:00 PM

Business Law Section with the Cyberspace Law Committee

82 BLS Cyberspace Law 101: Representing Clients on the Internet

This program will cover protecting client IP on the internet, data breaches, privacy policies and terms of use, online advertising, and using and storing data in mobile devices. Learn about the ethical implications of using the internet to promote your law practice, as well as electronic discovery in litigation. **CLE: 1.5 Hours of Which .75 Hour Applies to Legal Ethics**

Committee on Appellate Courts

83 CAC The Joys of Solo Appellate Practice

This program will examine the joys and worries of a solo appellate practice. Learn about the different business models, alternative billing, technology and practice management, ethical pitfalls, and risk management. The presentation is aimed both at existing solo appellate practitioners and lawyers interested in this type of practice. **CLE: 1.5 Hours of Which .5 Hour Appiles to Legal Ethics; Legal Specialization: Appellate Law**

Committee on Federal Courts

84 CFC Avoiding Landmines: Navigating Federal Court for State Court Practitioners

This program will highlight potential traps for practitioners who don't appear often in federal court. Speakers compare and contrast key differences between federal and state civil practice, focusing on topics including pleading standards, case management, discovery, expert witnesses, settlement strategies, and trial. **CLE: 1.5 Hours**

Intellectual Property Law Section

85 IP Copyright: Shattering Copyright Myths for the Non-IP Lawyer

Has a client ever said "I can freely use copyright protected content once someone dies"? Have you ever heard "I can use anything I want on the Internet because it's free"? Do your clients think "I have a trademark, because I bought my domain name"? This program will present the facts about these and other copyright & trademark myths. **CLE: 1.5 Hours**

Lawyering Skills Program

86 LSP Jury Selection: A Trial Lawyer's Version

Having picked well over 240 juries, trial lawyer Michael Schwartz discusses his perspective on the art and science of jury selection: from what to say, how to listen, who to keep, who to kick, and what not to do. **CLE: 1.5 Hours**

Lawyering Skills Program with the Continuing Education of the Bar (CEB)

87 LSP/CEB People v. Newton, The Real Trial of the 20th Century?

Judge Lise Pearlman (Ret.) discusses thirteen of the most famous trials of the 20th Century, and how the lessons learned form these trials can help to eliminate bias from the legal profession. While each trial provides insight into its own era, Judge Pearlman asserts that the 1968 murder trial of Black Panther leader Huey Newton should head the list as forever changing the legal system. **CLE: 1.5 Hours of Elimination of Bias**

Litigation Section

88 LIT Litigation Section Trial Lawyer Hall of Fame Series: Direct and Cross Examination

Litigation Section's Trial Lawyer Hall of Fame member E. Robert Wallach, trial lawyer Daniel J. Callahan, winner of the largest jury verdict in Orange County history, and Orange County Superior Court Judge James Di Cesare, share their thoughts and practical advice on direct and cross-examination. **CLE: 1.5 Hours**

Real Property Law Section

89 RP Cyber Security in Real Property Transactions

Privacy and data protection are among the biggest challenges for real estate businesses today. Data breaches and privacy missteps can lead to costly, unanticipated expenses and business disruptions, as well as regulatory enforcement actions and class-action lawsuits. This program will suggest ways to minimize risk. **CLE: 1.5 Hours**

Solo & Small Firm Section

90 SOLO The Basics of Post-Judgment Modification in Permanent Spousal Support

This program will focus on the process of modifying permanent spousal support after judgment of dissolution has taken place. Learn about the relevant code sections, reasons, and case law warranting a basis for permanent spousal support. **CLE: 1.5 Hours; Legal Specialization: Family Law**

Trusts and Estates Section

91 TE Recent Developments: Trust and Estates

This program will review the most recent developments in estate planning, trusts, probate, estate tax, and related litigation. Speakers will describe and comment on recent legislation and important decisions in each of these areas of the law. **CLE: 1.5 Hours; Legal Specialization: Estate Planning, Trust and Probate Law**

Saturday, October 1 | 3:30 PM - 5:00 PM

Antitrust UCL & Privacy Section

92 AN Introduction to Data Protection Technology for Lawyers

Electronic communications and "cloud" based computing continues to explode. The use of tablets, smart phones and other portable devices is rapidly expanding, as the technologies that can make data on these devices secure. This program will provide a practical overview of the different technologies and security requirements to ensure data is protected. **CLE: 1.5 Hours**

Committee on Appellate Courts

93 CAC Last Acts Before Appeal: Post-Trial Motions and Statements of Decision

This program will cover strategies and procedures for challenging or defending a bench or jury decision in the trial court with an eye towards appeal. Learn about statements of decision, post-trial motions, post-judgment motions, and strategies for improving the appellate record. **CLE: 1.5 Hours; Legal Specialization: Appellate Law**

Committee on Professional Responsibility and Conduct

94 COPRAC Difficult Personalities Confronted by Lawyers

Clients engage lawyers to help resolve issues that the clients cannot adequately address themselves. Learn why, in these efforts to help solve problems, lawyers are confronted with difficult personalities that lend themselves better to an escalation of issues, rather than toward resolution. **CLE: 1.5 Hours of Legal Ethics**

Environmental Law Section

95 EL CEQA and the People's Voice: Developer Ballot Measures

Following the Supreme Court's 2014 Tuolumne Jobs decision, there has been an increase in ballot initiates on development projects. Learn about emerging issues surrounding the "Tuolumne tactic," which seeks to take advantage of the Court's holding that CEQA does not apply "citizen-sponsored" initiatives, even where the initiative is adopted by local officials. **CLE: 1.5 Hours**

International Law Section

96 IL Protecting Intellectual Property: Patents, Trademarks and Copyrights Outside the United States

This program will cover the protection of intellectual property, patents, trademarks, copyrights for, and technology, outside the United States. Learn about registration and enforcement to help U.S. companies protect their rights under foreign law, and extra-territorial enforcement of U.S. laws. **CLE: 1.5 Hours**

Law Practice Management & Technology Section

97 LPMT What Litigators Must Know about E-discovery

With the recent California ethics opinion and the 2015 updates to the Federal Rules of Civil Procedure, there are many changes in the field of electronic discovery. Learn how electronic discovery can help avoid costly mistakes, and provide them the tools needed to aggressively pursue your clients' rights. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics and .5 Hour Applies to Competence Issues**

Lawyer Assistance Program

98 LAP Competency Issues: Coping with the Unique Challenges of Legal Practice

This program will examine how stress, anxiety, depression and substance abuse can often negatively impact a legal professional's ability to deliver competent legal services, and will suggest effective coping strategies. **CLE: 1.5 Hours of Competence Issues**

Litigation Section

99 LIT Summary Judgment: Recent Developments and the View from the Bench

A seasoned panel of jurists discusses recent developments in summary judgment law and procedure from the judicial perspective. **CLE: 1.5 Hours**

Solo & Small Firm Section

100 SOLO What? Living Together in the Same Home is Not Living Separately and Apart?

This program will focus on the impact and importance of the date of separation in divorce proceedings, particularly, its effect on temporary support orders. The presenters also will discuss historical and present case law on the date of separation. **CLE: 1.5 Hours; Legal Specialization: Family Law**

Trusts and Estates Section

101 TE California's New Revocable Transfer on Death Deed in Depth

Beginning in 2016, California law authorizes a statutory revocable transfer on death deed, a new method of no probate transfer for eligible California real property. This program will review the new statute in depth, including identifying possible pitfalls for attorneys and clients. Practical advice will be given for practitioners counseling clients about revocable transfer on death deeds. **CLE: 1.5 Hours; Legal Specialization: Estate Planning, Trust and Probate Law**

Sunday, October 2 | 8:30 AM - 10:00 AM

Business Law Section with the Corporations Committee

102 BLS The Expectation of Privacy: The Roles and Responsibilities of Businesses

This program discusses the legality in the collection of personal data by businesses versus your expectation of privacy. Topics include your right to access government data/information, corporations' right to privacy, and international privacy laws and considerations. **CLE: 1.5 Hours**

California Young Lawyers Association

103 CYLA Small Business: The First 60 Days

Overviews the regulatory hurdles and common issues of opening a law practice, including employee issues, taxes, corporate formation, and leasing problems. Participants will learn how to efficiently set up a new business and recognize common issues. **CLE: 1.5 Hours**

Committee on Group Insurance Program

104 COGIP Cyber Principles for Attorneys

With new cyber security threats developing daily, attorneys are in a unique position as they need to protect themselves and their personal data and their clients' data. This program will review cyber security steps for the attorney and the client, legal ethics, and discuss what the insurance market is doing to address these risks. **CLE: 1.5 Hours of Which .5 Hour Applies to Legal Ethics**

Environmental Law Section

105 EL Environmental and Economic Impacts of California's Bold New Cannabis Future

California's new "Medical Marijuana Regulatory and Safety Act," effective January 2018, creates a broad statutory scheme legalizing marijuana, issuing multiple environmental and other mandates and carrying enormous economic consequences across the state. The program will address the magnitude of change which the MMRSA and its mandates bring to California's economy. **CLE: 1.5 Hours**

Family Law Section

106 FL Cultural Competency in Family Law Practice: Beyond Basics

A greater understanding of cross-cultural experiences, biases, and perspectives is necessary to be an effective family law practitioner. Through the use of popular movies as well as lecture and discussion, the panelists will discuss issues of cross cultural marriage, the impact of immigration on marriages, establishing parenting plans taking culture into account, and other culturally nuanced topics. **CLE: 1.5 Hours of Elimination of Bias; Legal Specialization: Family Law**

Law Practice Management & Technology Section

107 LPMT Laying Solid Foundation Stones Early for Career Success

In this presentation, attendees will learn about professional development as a lawyer. The speakers will offer guidance about establishing relationships with colleagues & potential clients. The panel will share techniques for business development & engaging the community. The outcome is a blueprint for enjoying a fulfilling career as a lawyer, while also maintaining sanity & personal relationships **CLE: 1.5 Hours**

Lawyering Skills Program with the California Supreme Court Historical Society and the Witkin Legal Institute

108 LSP/CSCHS/WLI Thirty Years After a Hundred Year Flood: Judicial Elections and the Administration of Justice

This program covers the California Constitution's system for electing justices and judges, and how the elections can influence the administration of justice. Topics include an examination of the 1986 election at which three California Supreme Court justices were removed from the bench. The program will also involve discussion of campaign and campaign finance limitations on judicial candidates. Featured speakers include UC Irvine School of Law Dean Erwin Chemerinsky and former California Supreme Court Justices Joseph Grodin and Cruz Reynoso. **CLE: 1.5 Hours**

Lawyering Skills Program

109 LSP The Rules of Evidence: A Trial Lawyer's Version

With over 240 cases tried to completion, trial lawyer Michael Schwartz presents his innovative and practical 7-step method for analyzing the admissibility of potential evidence. **CLE: 1.5 Hours**

Lawyering Skills Program with the Commission on Judicial Performance

110 LSP/CJP You Be the Judge – 2015 Revisited

What discipline, if any, should a judge receive for failure to disclose or disqualify when the judge has a financial conflict of interest involving opposing counsel? What discipline should a judge receive, if any, for telling an attorney to tone down a declaration before accepting it for filing to avoid embarrassing a judicial colleague? What discipline should a judge receive, if any, for making rude and sarcastic remarks to an attorney, threatening to relieve the attorney as counsel and report the attorney to the State Bar, when the attorney sought to continue a preliminary hearing on the day of the hearing (without advance notice to the prosecution) and contended that the attorney was unable to proceed? Geared to litigators and trial attorneys, members of the Commission on Judicial Performance discuss disciplinary standards and present case problems from 2015. **CLE: 1.5 Hours**

Sunday, October 2 | 10:15 AM - 11:45 AM

Lawyering Skills Program with the State Bar Court & Lawyer Assistance Program

111 LSP/SBC/LAP Substance Abuse and Behavioral Health Vulnerability in the Legal Profession: Facing the Facts

A national study conducted by the Hazelden Betty Ford Foundation and the American Bar Association has revealed that as many as one in three lawyers is a problem drinker and one in four has some form of depression or anxiety. The panelists will discuss the study and its implications, and explore the psychology of addiction, how the culture of the legal profession may contribute to these problems, and some innovative solutions. **CLE: 1.5 Hours of Which 1 Hour Applies to Competence Issues**

Registration, Hotel & Travel

INFORMATION

REGISTRATION

Deadlines: Pre-registration does not guarantee space in a class. See *Pre-Registration & Event Fee Form* for registration and ticketed event fees.

August 30	Early-bird Registration (Save $100)
September 8	Pre-Registration Deadline
September 29	On-site Registration Opens

Procedure: Refer to the *Pre-Registration & Event Fee Form and Course Selector* inside this Preview. Complete steps 1–3 and send *Pre-Registration & Event Fee Form* and *Course Selector* online, fax, or mail.

Online	www.calbar.ca.gov/annualmeeting
Fax	415-538-2368 Fax *Pre-Registration Form* and *Course Selector*. Do not mail original form. Credit card payment only. Confirmation of receipt of faxed registration forms cannot be confirmed by telephone.
Mail	2016 Annual Meeting Pre-Registration The State Bar of California 180 Howard Street San Francisco CA 94105-1639

Registrant Guests: All Annual Meeting attendees must register to attend the education programs.

Registration Questions/Special Assistance: For Registration questions call 415-538-2508. For information or special assistance call 415-538-2210 or email Annual Meeting@calbar.ca.gov.

Tickets to Annual Meeting Luncheons and Special Events: The California Women Lawyer's Dinner, President's Reception, State Bar Breakfast, State Bar Luncheon and Alexander F. Morrison Address are ticketed events. The fee to attend is not included in your registration fee. The State Bar Networking Luncheon is a ticketed event, but is complimentary to registered attendees. Refer to the ticketed events page inside this Preview for details. Purchase tickets in advance or RSVP for the complimentary event on the *Pre-Registration & Event Fee Form*. Reserve early, as these events may sell out. Refunds and exchanges may not be available. Event speaker substitutions may occur.

HOTEL

Marriott Marquis San Diego Marina
333 West Harbor Drive
San Diego CA 92101
877-622-3056

Headquarters: The State Bar Annual Meeting education programs, meetings, functions and events will be held in the Marriott Marquis San Diego Marina.

Hotel Reservations: A block of rooms have secured for the State Bar Annual Meeting attendees at the Marriott Marquis San Diego Marina at the **special group rate of $239 (single/double**).

We can only keep our Annual Meeting registration fees low when you book your hotel room at the Annual Meeting headquarters hotel.

Reserve your room online at www.calbar.ca.gov/annualmeeting or by calling 877-622-3056

Hotel Reservation Deadline: **August 30, 2016**. Book early as rooms may sell out before the deadline.

Hospitality Suites: Suite requests must be made in writing and sent to Vicky Avila, Office of Education, The State Bar of California, 180 Howard Street, San Francisco, CA 94105 or email Vicky.Avila@calbar.ca.gov.

Parking: Fees are $26 per day for self-parking and $36 for valet parking (prices and taxes are subject to change) at the Marriott Marquis San Diego Marina.

TRAVEL

Rental Car: Hertz Car Rentals offers Annual Meeting attendees discount rates on many classes of cars. Reserve online at www.hertz.com or telephone 1-800-654-2240. Use the **Discount CV# 04450009** when making your reservation.

GENERAL ANNUAL MEETING INFORMATION

Exhibition Show and Hours: We welcome all to join us at the 2016 Exhibit Hall in the Pacific Ballroom. The Exhibit Hall is open to all State Bar members and guests. An Annual Meeting badge or Exhibit Hall pass (given at registration to non-registrants) is required for admission.

Thursday, September 29

12:30 pm – 1:30 pm	Networking Luncheon
12:30 pm – 6:30 pm	Exhibits, and Happy Hour
5:30 pm – 6:30 pm	Happy Hour

Friday, September 30

8:00 am – 6:00 pm	Exhibits
5:00 pm – 6:00 pm	Happy Hour

Saturday, October 1

8:00 am – 2:00 pm	Exhibits

Minimum Continuing Legal Education (MCLE)
The State Bar of California and the Office of Section Education and Meeting Services are State Bar of California MCLE approved providers.

Programs at the Annual Meeting give continuing legal education credit in all required areas, and most areas of legal specialization. Courses in MCLE subfields are subject to change.

Courses Offering Specialty Credit:

Legal Ethics: 4, 7, 8, 10, 12, 14, 21, 24, 29, 30, 32, 34, 35, 38, 43, 46, 47, 55, 65, 67, 76, 81, 82, 83, 94, 97, 104
Competence Issues: 6, 49, 97, 98, 111
Elimination of Bias in the Legal Profession: 1, 16, 36, 44, 56, 63, 87, 106

Courses Offering Legal Specialization Credit:

Appellate Law: 45, 64, 75, 83, 93
Bankruptcy Law: 22, 42, 53
Criminal Law: 2, 25, 48, 57, 75
Estate Planning, Trust and Probate Law: 30, 40, 61, 91, 101
Family Law: 3, 13, 37, 64, 79, 90, 100, 106
Immigration and Nationality Law: 15
Legal Malpractice Law: 34, 46, 55, 76
Taxation Law: 11, 21, 50, 60
Workers' Compensation Law: 31, 41, 51

MCLE Program Materials: Education program materials are provided to all attendees in electronic format only. Education program materials will be available online before the Annual Meeting. A link to the Annual Meeting education program materials webpage will be emailed to all pre-registrants before the meeting.

Child Care: Individual arrangements for child care may be made by contacting the concierge at the Marriott Marquis San Diego Marina.

Conference of California Bar Associations (CCBA): The Conference of California Bar Associations (CCBA) will hold its annual *Conference of Delegates* at the Marriott Marquis San Diego Marina, from September 29–October 2, 2016. Delegates must register directly with the Conference of California Bar Associations. Information on CCBA registration is at www.calconference.org.

The State Bar Annual Meeting is a separate event with a separate registration process and fee. Delegates who also wish to attend the State Bar Annual Meeting may register with the form included in this Preview. A State Bar Annual Meeting name badge will be required for admission to all Annual Meeting education programs. State Bar Annual Meeting registration also will be required to purchase tickets to certain Annual Meeting events. Delegates are welcome to visit the Annual Meeting Exhibit Hall, but must stop by the State Bar registration desk to pick up an exhibit hall pass.

Pre-Registration/ Event Fee FORM

Early-bird Registration Deadline: August 30, 2016
Pre-Registration Deadline: September 8, 2016

Use the Course Selector for your education course selections.
For registration assistance call: 415-538-2508.
For special assistance call: 415-538-2210 or e-mail AnnualMeeting@calbar.ca.gov

Keep a copy for your records.

HOW TO REGISTER

Complete steps 1-3 and file pre-registration/event fee form online, fax, or mail.

Online: www.calbar.ca.gov/annualmeeting

Fax: Send Pre-Registration Form and Course Selector to: 415-538-2368.
If sending by fax, do not mail original form. Faxed registrations must include credit card payment. Confirmation of receipt of faxed registrations cannot be taken by telephone.

Mail: Send Pre-Registration From and Course Selector to:
2016 Annual Meeting Pre-Registration
The State Bar of California
180 Howard Street
San Francisco, CA 94105-1639

STEP ONE

Bar # _____

First & Last Name _____

Firm _____

Address _____

City, State, Zip _____

Phone _____

Email (required for email confirmaiton) _____

❒ Check here if you do not want your name and address disclosed to other 2016 Annual Meeting attendees, exhibitors/vendors

Your response to the following questions will aid us in planning future Annual Meetings.

Primary Practice Area: _____
Firm/Practice Size: ❒ 1-5 attys ❒ 6-50 attys ❒ 51+ attys

Complimentary to Annual Meeting Registrants (up to $95 value). Select one State Bar Section membership (valid August 2 - December 31, 2016). For more information about a State Bar Section visit www.calbar.org/sections

- ❒ Antitrust & Unfair Comp.
- ❒ Business
- ❒ Criminal
- ❒ Environmental
- ❒ Family
- ❒ Intellectual Property
- ❒ International
- ❒ Labor & Employment
- ❒ Law Practice/Mgmt & Tech
- ❒ Litigation
- ❒ Public Law
- ❒ Real Property
- ❒ Solo & Small Firm
- ❒ Taxation
- ❒ Trusts and Estates
- ❒ Workers' Comp.

STEP TWO

REGISTRATION FEES (Select only one from option A or B)

OPTION A – FULL REGISTRATION PASS	Through Aug. 30	Aug. 31-Sept 8 & Onsite
❒ Attorneys licensed before 9/1/11	$525	$625
❒ Attorneys licensed after 9/1/11	$425	$525
❒ Other (non-attorney Bar association staff/paralegal legal secretary/office adminsitrator)	$355	$455
❒ New Admittee (licensed from 12/1/2015–12/1/2016)	$175	$175
❒ Law Student	$95	$95
OPTION B – TWO-DAY REGISTRATION PASS Education courses and activities on select days.		
❒ Thursday/Friday Pass	$395	$495
❒ Saturday/Sunday Pass	$395	$495

Subtotal Registration Fees: $

EVENT FEES (Event fees will not be accepted without pre-registration fee.)

	# of Tickets	Cost	Total
Thursday, September 29, 2016			
[112] Networking Luncheon (free)	Must RSVP to Attend: ❒ Yes ❒ No		
[113] California Women Lawyers Dinner and Silent Auction	_____	@ $150	$_____
Friday, September 30, 2016			
[114] State Bar Luncheon	_____	@ $49	$_____
[115] President's Reception—Adult	_____	@ $49	$_____
[116] President's Reception—Child (12 and under)	_____	Complimentary	$ 0
Saturday, October 1, 2016			
[117] State Bar Breakfast	_____	@ $35	$_____
[118] State Bar Luncheon & Morrison Address	_____	@ $49	$_____

Subtotal Event Fees: $

Total Registration & Event Fees enclosed/to be charged: $

STEP THREE

Make check payable to: The State Bar of California. Paying by credit card? Fax registration form to 415-538-2368

I authorize the State Bar of California to charge my Annual Meeting fees to my MasterCard or VISA account. (No other credit cards accepted)

❒ MasterCard ❒ VISA

Account # _____

Exp. Date _____

Cardholder's Name _____
(print as it appears on card)

Cardholder's Signature _____

2016 State Bar Annual Meeting | September 29–October 2

COURSE SELECTOR

Name_____ Bar #_____

Circle the number of the program you wish to attend. Select only ONE in each time slot.

Thursday – September 29	PROGRAM NUMBER
11:00 am – 12:30 pm	1
2:00 pm – 3:30 pm	2 3 4 5 6 7 8 9 10 11
4:00 pm – 5:30 pm	12 13 14 15 16 17 18 19 20 21
Friday – September 30	**PROGRAM NUMBER**
8:30 am – 10:00 am	22 23 24 25 26 27 28 29 30 31
10:30 am – 12:00 pm	32 33 34 35 36 37 38 39 40 41
1:30 pm – 3:00 pm	42 43 44 45 46 47 48 49 50 51
3:30 pm – 5:00 pm	52 53 54 55 56 57 58 59 60 61
Saturday – October 1	**PROGRAM NUMBER**
8:30 am – 10:00 am	62 63 64 65 66 67 68 69 70 71
10:30 am – 12:00 pm	72 73 74 75 76 77 78 79 80 81
1:30 pm – 3:00 pm	82 83 84 85 86 87 88 89 90 91
3:30 pm – 5:00 pm	92 93 94 95 96 97 98 99 100 101
Sunday – October 2	**PROGRAM NUMBER**
8:30 am – 10:00 am	102 103 104 105 106 107 108 109 110
10:15 am – 11:45 am	111

THE STATE BAR OF CALIFORNIA
180 Howard Street
San Francisco, CA 94105-1639

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Annual Meeting education programs, meetings, and events will be held at:

Marriott Marquis San Diego Marina
333 West Harbor Drive
San Diego, CA 92101

EARLY BIRD PRE-REGISTRATION & HOTEL RESERVATION DEADLINES
August 30, 2016

PRE-REGISTRATION DEADLINE
September 8, 2016

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